

or counterfeited, or shall willingly aid or assist in falsely making, altering, forging or counterfeiting, or shall utter, publish, or pass, knowing it to be falsely made, altered, forged or counterfeited, any warrant, letter or paper, writing or order, for payment of money or delivery of goods, or other valuable articles, whether the said warrant or order contain a simple request to pay the said money, or deliver the said goods or other valuable articles or not, with the intention to defraud any person; or any person who shall knowingly and fraudulently obtain any money, goods or other thing of value by means of any such warrant, letter, paper, writing or order, shall be deemed a felon, and on conviction, shall be sentenced to the penitentiary for not less than two nor more than ten years.

1892, ch. 357, sec. 1.

44. Whenever any person, association or union of working-men have adopted, or shall hereafter adopt for their protection any label, trade-mark or form of advertisement announcing and denoting that goods to which such label, trade-mark or form of advertisement shall or may be attached, were manufactured by such person or by a member or members of such association or union, it shall not be lawful for any person or corporation to counterfeit or imitate such label, trade-mark or form of advertisement; every person violating this section shall be deemed guilty of a misdemeanor and shall upon conviction by any court having criminal jurisdiction be punished by imprisonment in the city or county jail for not less than three months nor more than one year or by a fine of not less than one hundred dollars nor more than five hundred dollars, or both, in the discretion of the court.

Ibid. sec. 2.

45. Every person, corporation or association who shall use any counterfeit or imitation of any label, trade-mark or form of advertisement of any such person, union or association, knowing the same to be counterfeit or imitation, shall be guilty of a misdemeanor, and shall upon conviction by any court having criminal jurisdiction, be punished by imprisonment in the city or county jail for a term of not less than one month nor more than one year, or by a fine of not less than one hundred dollars nor more than two hundred dollars, or both, in the discretion of the court, and the burden of proving that the defendant did not know the true character of the said label, trade-mark or form of advertisement, and that he used the same in good faith shall be on the defendant.